

**BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

Meeting Date: August 18, 2004

Division: Growth Management

Bulk Item: Yes X No       

Department: Planning

**AGENDA ITEM WORDING:** Approval for the transfer of three buildable lots from Brooks W. & Susan R. Thommes for Al Amstad to Monroe County by Warranty Deeds.

**ITEM BACKGROUND:** On March 24, 2004 the Planning Commission approved an allocation award for the applicants listed below provided the applicants' Warranty Deeds are approved by the BOCC. Brooks W. & Susan R. Thommes submitted the Warranty Deed to donate three lots to Monroe County for Al Amstad. The applicants are receiving a dwelling unit allocation award for the year ending July 13, 2004, have filed the document in accordance with Ordinance No. 47-1999.

**PREVIOUS RELEVANT BOARD ACTION:** On November 11, 1999, the BOCC adopted Ordinance No. 047-1999.

**CONTRACT/AGREEMENT CHANGES:** N/A.

**STAFF RECOMMENDATION:** Approval.

**TOTAL COST:**       X      

**BUDGETED:** Yes N/A No       

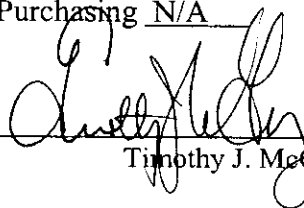
**COST TO COUNTY:**       N/A      

**SOURCE OF FUNDS:**       N/A      

**REVENUE PRODUCING:** Yes N/A No        **AMOUNT PER MONTH** N/A **Year**       

**APPROVED BY:** County Atty X OMB/Purchasing N/A Risk Management N/A

**DIVISION DIRECTOR APPROVAL:**

  
Timothy J. McGarry, AICP

**DOCUMENTATION:** Included X To Follow        Not Required       

**DISPOSITION:**       

**AGENDA ITEM #** H3

## M E M O R A N D U M

**TO:** Danny Kolhage, Clerk of the Court  
**FROM:** Timothy J. McGarry, Growth Management Director *TM*  
**DATE:** August 18, 2004  
**RE:** Clarification of Agenda Item

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### Land Dedications

Permit Number	Name on Agenda Item	Name on Warranty Deed	Legal Description
00-1-2556	Brooks W. & Susan R. Thommes for Al Amstad	Brooks W. & Susan R. Thommes	Lot 4, Block 39, Pine Crest, Big Pine Key
00-1-2556	Brooks W. & Susan R. Thommes for Al Amstad	Brooks W. & Susan R. Thommes	Lot 2, Block 3, Silver Lake Park Subdivision, Key Largo
00-1-2556	Brooks W. & Susan R. Thommes for Al Amstad	Brooks W. & Susan R. Thommes	Lot 28, Block 25, Key Largo Park, Key Largo

Prepared by and return to:

True Title Agency, Inc.  
PO Box 420321  
Summerland Key, FL 33042

File Number: 2004-263  
Will Call No.:

Parcel Identification No. 00255780.000000

\_\_\_\_\_[Space Above This Line For Recording Data]\_\_\_\_\_

## Warranty Deed

**This Indenture** made this \_\_\_\_ day of \_\_\_\_\_ between **Brooks Thommes and Susan Thommes, his wife** whose post office address is **511 Sawyer Drive, Cujoe Key, FL 33042** of the County of **Monroe**, State of **Florida**, grantor\*, and **THE COUNTY OF MONROE**, a political subdivision of the State of **Florida**, whose post office address is c/o Board of County Commissioners, 500 Whitehead Street, Key West, FL 33040, of the County of **Monroe**, State of **Florida**, grantee\*,

**Witnesseth**, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in **Monroe County, Florida**, to-wit:

**Lot 4, Block 39, Pine Crest on Big Pine Key, according to the Plat thereof as recorded in Plat Book 1, Page 131, of the Public Records of Monroe County, Florida.**

**Subject to taxes for 2004 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.**

TOGETHER, with all the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, and TO HAVE AND TO HOLD the same in fee simple forever. The Grantor hereby covenants with said Grantee that the Grantors are lawfully seized of said land in fee simple, that the Grantor has good right and lawful authority to sell and convey said land, and does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to the date of transfer.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

**In Witness Whereof**, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Witness Name: \_\_\_\_\_

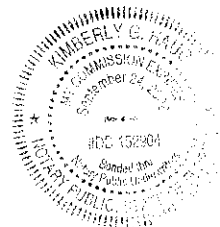
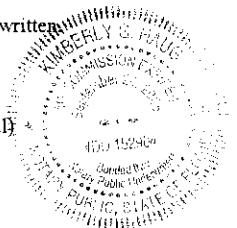
Witness Name: \_\_\_\_\_

Witness Name: \_\_\_\_\_

Witness Name: \_\_\_\_\_

\_\_\_\_\_  
Brooks Thommes (Seal)

\_\_\_\_\_  
Susan Thommes (Seal)



State of \_\_\_\_\_  
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_, 2004 by **Brooks Thommes and Susan Thommes**, who [ ] is personally known or [X] has produced a driver's license as identification.

[Notary Seal]

\_\_\_\_\_  
Notary Public

Printed Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM  
DATE: \_\_\_\_\_

THIS INSTRUMENT PREPARED BY:

Gretchen Holland  
Coral Reef Title Company  
P.O. Box 1543  
Key Largo, Florida 33037  
Property Appraisers Parcel Identification (Folio) Numbers: 00453910.000000

Space Above This Line For Recording Data

THIS WARRANTY DEED, made the \_\_\_\_\_ day of \_\_\_\_\_, 2004 by Brooks W. Thommes, joined by his wife, Susan R. Thommes, herein called the grantors, to COUNTY OF MONROE, a political subdivision of the State of Florida, whose post office address is c/o Board of County Commissioners, 500 Whitehead Street, Key West, FL 33040, of the County of Monroe, State of Florida, hereinafter called the Grantees:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

**WITNESSETH:** That the grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in Monroe County, State of Florida, viz.:

Lot 2, Block 3, Silver Lake Park Subdivision, according to the Plat thereof, as recorded in Plat Book 4 at Page 95 of the Public Records of Monroe County, Florida.

**TOGETHER,** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD,** the same in fee simple forever.

**AND,** the grantor hereby covenants with said grantees that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to the date of transfer.

**IN WITNESS WHEREOF,** the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

Witness #1 Signature

Witness #1 Printed Name

Witness #2 Signature

Witness #2 Printed Name

Witness #1 Signature

Witness #1 Printed Name

Witness #2 Signature

Witness #2 Printed Name

Brooks W. Thommes  
511 Sawyer Drive, Cudjoe Key, FL 33042

Susan R. Thommes  
511 Sawyer Drive, Cudjoe Key, FL 33042

**STATE OF FLORIDA  
COUNTY OF Monroe**

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2004 by Brooks W. Thommes, joined by his wife, Susan R. Thommes, who is personally known to me or has produced \_\_\_\_\_ as identification.

**SEAL**

Closing file # 10-5124

Notary Public

Printed Notary Name

**MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM**

Date: \_\_\_\_\_

Prepared By:  
Brooks W. Thommes  
P.O. Box 430141  
Big Pine Key, FL 33043

## WARRANTY DEED

THIS WARRANTY DEED dated \_\_\_\_\_ day of \_\_\_\_\_, A.D., by

**BROOKS W. THOMMES & SUSAN R. THOMMES, husband and wife**, whose address is **P.O. Box 430141, Big Pine Key, FL 33043** hereinafter called the **grantor(s)**, to the **COUNTY OF MONROE**, whose address is **c/o Board of County Commissioners, 500 Whitehead Street, Key West, Florida 33040**, hereinafter called the **grantee**:

(Whenever used herein the terms "grantor" and "grantee" include all parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations).

Witnesseth, that the GRANTOR, for and in consideration of the sum of TEN DOLLARS (\$10.00), and other good and valuable consideration to GRANTOR in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said GRANTEE and GRANTEE'S heirs, successors and assigns forever, the following described land, situate, lying and being in the County of Monroe, State of Florida to wit:

**Lot 28, Block 25, KEY LARGO PARK, Amended Plat, according to the Plat thereof, recorded in Plat Book 3, Page 62, of the Public Records of Monroe county, Florida.**  
**00528820.000000** This is not the Grantor(s) homestead.

Subject to easements, restrictions, reservations and limitations of recorded, if any.

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the same in Fee Simple forever.

And the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in our presence.

Patricia Ribadeneyra  
Printed Name: Patricia Ribadeneyra  
Witness

GLENW C. GRAY  
Printed Name: GLENW C. GRAY  
Witness

Patricia Ribadeneyra  
Printed Name: Patricia Ribadeneyra  
Witness

GLENW C. GRAY  
Printed Name: GLENW C. GRAY  
Witness

BROOKS W. THOMMES  
BROOKS W. THOMMES

SUSAN R. THOMMES  
SUSAN R. THOMMES

STATE OF FLORIDA  
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this \_\_\_\_\_ Day of \_\_\_\_\_, 200\_\_\_\_, by \_\_\_\_\_, who is personally known to me or who has produced \_\_\_\_\_ as identification.

Notary Public  
Commission Expires \_\_\_\_\_

APPROVED  
MONROE COUNTY